



OKLAHOMA STATE ELECTION BOARD

January 9, 2023

Shana Breazeale
33176 E 696 Drive
Wagoner, OK 74467

Ms. Breazeale,

Please find attached the Order setting your complaint our office received on January 3, 2023 for a hearing. Please comply with all requirements set forth in the Order for Hearing or the matter cannot be heard.

As set forth in the attached Order, please send all evidence you wish to present to the Secretary of the Oklahoma State Election Board by one of the following methods:

- via mail to:
PO Box 53156
Oklahoma City, OK 73152-3156
- via courier or delivery service to:
2300 N Lincoln Blvd, Room G28
State Capitol Building
Oklahoma City, OK 73105
- via email to info@elections.ok.gov. **Please include Complaint No. 2023-01 in the subject line.**

Sincerely,

Paul Ziriak, Secretary
Oklahoma State Election Board

Enclosures



OKLAHOMA STATE ELECTION BOARD

COMPLAINT ALLEGING VIOLATIONS)
OF TITLE III OF HAVA) Complaint No.: 2023-01
COMPLAINANT: SHANA BREAZEALE)

ORDER FOR HEARING

A complaint alleging violations of Title III of HAVA has been received by the Secretary of the State Election Board. **A hearing to consider the allegations contained in the attached complaint shall commence at 10:00 a.m. on January 24, 2023 at the following location:**

Oklahoma State Capitol Building, **Room G-3**
2300 N. Lincoln Blvd., Oklahoma City, Oklahoma 73105

Said hearing shall be conducted under the provisions of Oklahoma Administrative Code 230:35-9-22 *et seq.* and applicable state and federal law and shall include only the allegations listed in the attached complaint. **All evidence the Complainant wishes to present at the hearing must be received by the Secretary of the State Election Board no later than 5:00 p.m. Thursday, January 19, 2023.**

- This includes copies of all exhibits, a list of all names and addresses of potential witnesses, and a complete summary of their proposed testimony.
- Only competent, relevant, and material evidence related to a valid complaint of a violation of Title III of HAVA will be presented at the hearing.
- Evidence or testimony not provided by the above-mentioned deadline cannot be presented at the hearing.
- Failure to comply with this provision will result in a default dismissal of the complaint.
- The Complainant will have one hour at the hearing to present said evidence.

Dated this 9th day of January, 2023.

Paul Ziriak

, State Election Board Secretary



Shana Breazeale
33176 E 696 Dr
Wagoner, OK 74467
12/30/2022

Paul Ziriaux
OK State Election Board Secretary
Office of OK State Election Board
PO Box 53156
Oklahoma City, OK 73152

Dear Paul Ziriaux,

OK Title 230: 35-9-22 states the instructions for filing a Title III HAVA Act violation. This letter is being sent in accordance with those instructions and a hearing is requested.

Complaints:

1) Denials of Cast Vote Record requests which according to NIST were created to audit the voting machines and 2) evidence that they are being deleted and 3) not being provided for recounts. 4) Evidence our voting systems do not comply with the Federal Election Commission Voting System Standards.

Violations:

42 USC 15481 Sec. 301 VOTING SYSTEM STANDARDS (a) Requirements (2) Audit Capacity (A) In General- The voting system shall produce a record with an audit capacity for such system.

42 USC 15481 Sec. 301 VOTING SYSTEM STANDARDS (a) Requirements (2) Audit Capacity (B) Manual Audit Capacity- (iii) The paper record produced under subparagraph (A) shall be available as an official record for any recount conducted with respect to any election in which the system is used.

42 USC 15481 Sec. 301 VOTING SYSTEM STANDARDS (a) Requirements (5) Error Rates – The error rate of the voting system in counting ballots (determined by taking into account only those error rates which are attributable to the voting system and not attributable to an act of the voter) shall comply with the error rate standards established under section 3.2.1 of the voting systems standards issued by the Federal Election Commission which are in effect on the date of the enactment of this Act.

Paul Ziriak
12/31/22
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42 USC 15481 Sec. 301 VOTING SYSTEM STANDARDS (d) Effective Date- Each state and jurisdiction shall be required to comply with the requirements of this section on and after January 1, 2006.

Solutions:

Provide all digital and physical records including the Cast Vote Records for the General Election 11/08/2022. Provide evidence of compliance of the error rate standards issued by the Federal Election Commission. Then, get rid of the voting counting machines for all future elections and move to a physical hand counting method. Here are some ideas for what the physical hand counting could look like:

When we hand a verified voter a ballot, we should also give them a token for each race and turn out a bingo ball out of a barrel of available total options for each of their chosen candidates. They privately mark the ballot and then enter it into a lock box. Then, they drop the token in a box with a token counter on it for their candidate of choice for each race. They also mark their candidate's bingo card by putting their bingo ball in the corresponding letter and number ball slot and taking the non-duplicatable receipt inside. At the end of the election, count and weigh the tokens which fill up a Plinko like board and compare those counts against the bingo card counts and then against a hand count of the official ballot marking counts. So, the token count is one check, the weight is another check, the Plinko like board is another visual check, the bingo card is another check, and the official paper ballot count is another check. The number they pull out of the bingo card, is their receipt of voting, which is another check.

We should audit that night by precinct by recounting all checks and send in our audit numbers after our main numbers. Citizens will have their candidate receipts with the Bingo codes on them (non-duplicatable) that can be used as a back-up audit check as well. When the citizen checks their winning candidate's Bingo card they can check to see if their code is still marked. If not, then their receipt can be the evidence required to call for an audit.

Hearing: Yes, I am requesting a hearing.

Sincerely,

Shana Breazeale
US Citizen and Oklahoma Resident

LAURA GARDENHIRE
NOTARY PUBLIC - STATE OF OKLAHOMA
MY COMMISSION EXPIRES OCT. 13, 2025
COMMISSION # 17009504

Subscribed and sworn to before
on this 30 day of Dec. 2022
My Commission Expires _____
Laura Gardenhire Notary Public
Commission # 17009504